THE HON'BLE SRI JUSTICE B.PRAKASH RAO

AND

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

W.P. NO. 10549 OF 2006

Dated : August 23, 2006

Between:

H.Shivaram

Petitioner

AND

The State of Andhra Pradesh,,
Industries and Commerce (IE) Department,
Secretariat, Hyderabad,
Represented by its Secretary and others

Respondents

ORDER:

(Per The Hon'ble Sri Justice B.Prakash Rao)

At the request of both the counsel, the main writ petition is taken up for final hearing.

The main challenge is against the orders dated 31.3.2006 made in OA No. 1165 with VMA No. 346 of 2006 by the A.P. Administrative Tribunal, Hyderabad, in an application under Sec. 19 of the Administrative Tribunals Act, 1985.

While admitting the writ petition, this court by order dated 30.052006, granted interim order directing that in case the Government intends to effect promotions to the post of Additional Director, it shall be on the basis of seniority in the post of Joint Director.

Seeking to vacate the said order, the respondent No.4 filed vacate stay petition in WVMP No. 1013 of 2006.

Having regard to the fact that a provisional seniority

list in the cadre of Joint Director is prepared and since final seniority list is yet to be prepared, which is said to be pending with the Government and also having regard to the submission of the learned Government Pleader that in these circumstances, the question of effecting promotions does not arise, we record the same and make the interim order dated 30.5.2006 absolute. Consequently, we do not see any reason to vacate the interim order.

In these circumstances, we deem it appropriate to direct the A.P. Administrative Tribunal, Hyderabad, without adverting to the merits, to decide the Original Application OA No. 1165 of 2006, as expeditiously as possible. No order as to costs.

_____

B.Prakash Rao, J.

_____

Ramesh Ranganathan, J.

August 23, 2006
MAS.